

SOUTH CAROLINA EMPLOYMENT SECURITY COMMISSION
P.O. BOX 995, COLUMBIA, S.C. 29202

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DATE OF THIS NOTICE

CLAIMANT'S NAME				SOCIAL SECURITY NUMBER	EFFECTIVE DATE	DISQUALIFICATION ENDS	
1.0. NO.	TYPE	CATEGORY	WEEKLY BENEFIT AMOUNT	MAXIMUM POTENTIAL ENTITLEMENT	LESS REDUCTION OF	NET TOTAL BENEFITS	BENEFIT YEAR ENDS
			\$	\$	\$	\$	

DETERMINATION BY CLAIMS ADJUDICATOR ON CLAIM FOR BENEFITS

- _____ You are eligible for benefits from the above effective date.
- _____ You have been disqualified from receiving benefits or have found to be ineligible for benefits for the following reason(s).

SAMPLE

_____ LAST SEPARATION FROM NON-LIABLE EMPLOYER

UI CLAIMS ADJUDICATOR

IMPORTANT: THIS DETERMINATION WILL BE THE FINAL DECISION OF THE COMMISSION UNLESS YOU FILE AN APPEAL SETTING FORTH IN DETAIL THE GROUNDS FOR APPEAL WITHIN TEN (10) CALENDAR DAYS, INCLUDING WEEKENDS AND HOLIDAYS, FROM THE MAILING DATE SHOWN ABOVE. IF THE TENTH DAY FALLS ON A SATURDAY, SUNDAY, OR HOLIDAY, THE APPEAL PERIOD IS EXTENDED TO THE NEXT BUSINESS DAY. YOUR APPEAL MAY BE FILED IN PERSON AT ANY EMPLOYMENT SECURITY OFFICE, OR BY MAIL, ADDRESSED TO THE "APPEAL TRIBUNAL," P.O. BOX 995, COLUMBIA, SOUTH CAROLINA 29202. FOR ADDITIONAL INFORMATION OR ASSISTANCE IN FILING AN APPEAL, CONTACT YOUR LOCAL EMPLOYMENT SECURITY OFFICE.

SOUTH CAROLINA
EMPLOYMENT SECURITY COMMISSION
P.O. BOX 995
COLUMBIA, S.C. 29202
OFFICIAL BUSINESS
UCB- 103

FORWARDING SERVICE REQUESTED

EXPLANATION OF DETERMINATION

South Carolina Employment Security Law provides varying penalties for a claim deemed not meeting the requirements of the law. The appropriate Section of the law is explained below.

South Carolina Employment Security Law has interpreted "BONA FIDE" employer to be the employer with whom the claimant last earned at least eight (8) times his weekly benefit amount

SECTION 41-35- 120 (1) provides that a claimant who leaves work without good cause connected with work shall be ineligible for benefits from the effective date of the claim and until the claimant works and earns at least (8) times the weekly benefit amount of the claim with one or more employers. Personal reasons do not constitute good cause for quitting. Examples of such personal reasons are as follows: Job dissatisfaction without material change in working conditions, lack of transportation, moving to another location, lack of child care, distance to and from work and domestic problems.

SECTION 41-35- 120 (2) provides that a claimant will be disqualified for benefits if the Commission finds that the discharge was for cause connected with work. The period of disqualification shall begin on the effective date of the claim and shall continue for not less than five nor more than twenty-six weeks, with a corresponding reduction of the claimant's benefits to be calculated by multiplying the weekly benefit amount by the number of weeks of the disqualification.

Discharged for cause as used in this law means an act or course of conduct in violation of the employee's duties such as an intentional disregard of the employer's interest, destruction of company property, excessive absenteeism, violation of company rules, or any act of insubordination connected with the employment

SECTION 41-35- 120 (3) provides that any claimant who has failed (1) without good cause to either apply for available suitable work, when so directed by the Employment Service or the Commission, or (2) to accept available suitable work when offered by the Employment Service or an employer, shall be disqualified until the claimant furnishes satisfactory evidence of having been reemployed and having earned wages of at least eight (8) times the weekly benefit amount.

SECTION 41-35- 120 (6) provides that a claimant shall be disqualified if the Commission finds that the claimant retired voluntarily from his most recent work. The disqualification shall begin on the effective date of the claim and continue until the claimant submits evidence of having been reemployed and having earned wages of at least eight (8) times the weekly benefit amount of the claim.

SECTION 41-35- 110 provides that a claimant is eligible for benefits for any week only if the week is claimed according to the regulations, and the claimant has registered and continued to report to an employment office for work as required. In addition, a claimant must be physically "able to work" at his usual occupation which prior training and experience show him to be qualified. Also, a claimant must be "available for work" which means being ready, able and willing to accept suitable full-time work and that personal circumstances would not prevent him from accepting such work.

No weeks of unemployment will be paid for weeks for which the claimant is held to be unavailable. If the condition which caused the unavailability changes, the claimant may report to the local UI office to reopen his claim.

TO THE CLAIMANT: If you are still unemployed at the end of a period of disqualification or believe you have met the requalification requirements imposed, you may reopen your claim by reporting to the local unemployment office on the earliest possible date following the end of the disqualification or after meeting the earnings requirement

TO THE EMPLOYER: South Carolina Employment Security Law provides that benefits paid to a claimant shall be charged to the account of the most recent "covered" employer by whom the claimant has been paid at least eight (8) times the weekly benefit amount. If it is found by the Commission that the claimant was separated under disqualifying conditions, the employer will not be charged.

NOTE: Reimbursable employers are not subject to the above charge provisions, but are charged according to base period wages